



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. SERIAL NO. : 10/729,167
APPLICANTS : Fournay, et al.
FILING DATE : 4 December 2003
GROUP ART UNIT : 1654
EXAMINER : Roy R. Teller
DOCKET NO. : FP0602.2 US
TITLE : FAT REGULATION

Commissioner for Patents
PO Box 1450
Alexandria VA 22313-1450

**PETITION TO WITHDRAW THE HOLDING OF
ABANDONMENT UNDER 37 C.F.R. 1.181(a)**

Sir:

Applicant hereby petitions the Director of the USPTO to withdraw the holding of abandonment under 37 C.F.R. 1.181(a) in the above-identified patent application.

A Notice of Abandonment was mailed in the above-identified patent application on 03 January 2007, for failure to timely file a reply to the outstanding Office Action mailed 14 June 2006. Applicants submit that a reply was timely filed on 08 December 2006, along with a Petition for Extension of Time, providing until 14 December 2006 for response. Copies of the date-stamped return receipt postcard and accompanying papers are enclosed.

While Applicants believe no fee is due for rectification of this Office error, the Commissioner is hereby authorized to charge any fees necessary for consideration of this petition to Deposit Account No. 50-0811, referencing Docket No. FP0602.2 US. **Applicants claim small entity status under 37 C.F.R. 1.27.**

Certificate of mailing or transmission under 37 CFR § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 5 March 2007.

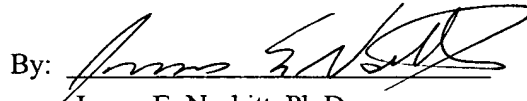
Name: Michael Moores

Signature: _____

Please call Applicants' representative at 650-866-7289 with any questions regarding the present communication or the above-referenced application.

Respectfully submitted,

Date: 05 March 2007

By: 
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